IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

WP(C).No. 25318 of 2007(L)

PETITIONER:

SMT.PATHUMMA,W/O.LATE MOOSA,
CHAMAKKALAYIL HOUSE,AZAD NAGAR,THIRURANGADI,
MALAPPURAM DISTRICT.

BY ADV. SRI.G.HARIHARAN
SRI.PRAVEEN.H.

RESPONDENTS:

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1. DEBT RECOVERY TRIBUNAL,
V FLOOR, HOUSING BOARD BUILDING,
PANAMPILLY NAGAR,ERNAKULAM.

2. UNION OF INDIA,REPRESENTED BY THE
SECRETARY TO GOVERNMENT,
MINISTRY OF FINANCE,CENTRAL SECRETARIAT,
NEW DELHI-110001.

3. SOUTH INDIAN BANK,
REGIONAL OFFICE,
PB.NO.933, CHAKKORATHUKULAM,
P.O. WEST HILL,KOZHIKODE-673 005.

4. MOHAMMED KONDANATH @ MUHAMMAED BASHEER
S/O. ABDUL RAHIMAN,KONDANATH HOUSE,AZAD NAGAR,
TIRURANGADI,MALAPPURAM DISTRICT.

R2 BY ASST. S.G. SRI.P.PARAMESWARAN NAIR
R3 BY ADV. SRI.K.PRABHAKARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/08/2007, THE COURT ON 20/08/2007 DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.25318 of 2007

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Dated this the 20th day of August, 2007.

JUDGMENT

Heard counsel for the petitioner and Standing Counsel for respondents 2 and 3. Since petitioner is not disputing liability and has offered to settle the same within a reasonable time, I dispose of W.P. directing 3rd respondent to withhold recovery proceedings till 31.10.2007 for the petitioner to arrange for sale of any item of property or otherwise settle liability. However, if liability is not settled till 31.10.2007, respondents can proceed for sale of property.

C.N.RAMACHANDRAN NAIR
Judge

pms